

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

CSX TRANSPORTATION, INC.,
individually and on behalf of NORFOLK
& PORTSMOUTH BELT LINE
RAILROAD COMPANY,

Plaintiff,

v.

Civil Action No. 2:18-cv-530-MSD-LRL

NORFOLK SOUTHERN RAILWAY
COMPANY, *et al.*,

Defendants.

_____ /

CSX TRANSPORTATION, INC.’S RESPONSE TO SHOW CAUSE ORDER

NOW COMES Plaintiff CSX Transportation, Inc. (“CSXT”), by counsel, and responds to this Court’s order directing the parties to show cause why three discovery motions filed by Defendant Norfolk Southern Railway Company (“NS”) or Interested Party Virginia International Terminals, LLC (“VIT”) were not responded to. ECF 184.

Of the three motions referenced in the Court’s order, only one – NS’s Motion to Compel Depositions of CSXT’s Deponents, filed on March 13, 2020 – was directed at CSXT. ECF 152. The Court granted the parties’ first joint motion to stay the case for thirty days on March 19, 2020. ECF 160. The parties thereafter agreed that the stay in the case, and concomitant suspension of all existing deadlines, mooted NS’s Motion to Compel. CSXT respectfully submits that a further response to ECF 152 is unnecessary in light of this agreement, and NS’s intention to file a notice withdrawing its Motion. ECF 187.

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Dated: June 15, 2020

Respectfully submitted,

CSX TRANSPORTATION, INC.

By Counsel

/s/ Robert W. McFarland

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CERTIFICATE OF SERVICE

I certify that on this 15th day of June, 2020, a true and correct copy of the foregoing was served on all counsel of record via Notice of Electronic Filing by filing with the Court's CM/ECF system.

/s/ Robert W. McFarland

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